

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE**

UNITED STATES OF AMERICA,

Plaintiff,

v.

BENNIE D. WASHINGTON,

Defendant.

NO. CR08-180-RAJ

SUMMARY REPORT OF  
U.S. MAGISTRATE JUDGE AS  
TO ALLEGED VIOLATIONS  
OF SUPERVISED RELEASE

An initial hearing on a petition for violation of supervised release was held before the undersigned Magistrate Judge on March 26, 2013. The United States was represented by Assistant United States Attorneys Hugo Torres and the defendant by Lynn Hartfield.

The defendant had been charged and convicted of Felon in Possession of a Firearm and Ammunition, in violation of 18 U.S.C. § 922(g)(1) and 924(a)(2). On or about October 29, 2008, defendant was sentenced by the Honorable Richard A. Jones, to a term of 59 months in custody, to be followed by 3 years of supervised release.

The conditions of supervised release included the requirements that the defendant comply with all local, state, and federal laws, and with the standard conditions. Special conditions imposed included, but were not limited to, participation in a substance abuse

1 program; financial disclosure; search, alcohol abstinence and no association with known gang  
2 members.

3 In a Petition for Warrant or Summons for Offender Under Supervision dated February  
4 20, 2013, U.S. Probation Officer Jerrod Akins asserted the following violations by defendant  
5 of the conditions of his supervised release:

- 6 1. Consuming cocaine on or before January 2, 2013, in violation of standard  
7 condition No. 7.
- 8 2. Associating with Katie Peterson, a convicted felon, on January 4, 2013, in  
9 violation of standard condition No. 9.
- 10 3. Associating with Charlotte Hart, a convicted felon, on January 15, 2013, in  
11 violation of standard condition No. 9.
- 12 4. Failing to report contact with law enforcement, in violation of standard  
13 condition No. 11.
- 14 5. Consuming cocaine on or before February 5, 2013, in violation of standard  
15 condition No. 7.

16 In a Supplemental Violation Report, dated March 14, 2013 U.S. Probation Officer  
17 Jerrod Akins asserted the following violations by defendant of the conditions of his supervised  
18 release:

- 19 6. Consuming cocaine on or before February 26, 2013, in violation of standard  
20 condition No. 7.
- 21 7. Failing to report to the U.S. Probation Office as directed on March 6, 7, and  
22 11, 2013, in violation of standard condition No. 2.
- 23 8. Failing to report a change in residence, in violation of standard condition No.  
24 6.

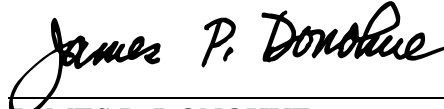
25 The defendant was advised of his rights, acknowledged those rights, and admitted to  
26 violations 1, 2, 3, 5 and 6. Defendant denied alleged violations 4, 7 and 8, and requested that

1 an evidentiary hearing be set on the same day as a disposition hearing before the Honorable  
2 Richard A. Jones on these alleged violations.

3 I therefore recommend that the Court find the defendant to have violated the terms and  
4 conditions of his supervised release as to violations 1, 2, 3, 5 and 6, and that the Court conduct  
5 an evidentiary/disposition hearing on alleged violations 4, 7 and 8. A disposition hearing on  
6 violations 1, 2, 3, 5 and 6, and an evidentiary/disposition hearing on alleged violations 4, 7 and  
7 8, has been set for May 3, 2013 at 2:30 p.m. before the Honorable Richard A. Jones.

8 Pending a final determination by the Court, the defendant has been detained.

9 DATED this 26th day of March, 2013.

10   
11 JAMES P. DONOHUE  
12 United States Magistrate Judge

13  
14 cc: District Judge: Honorable Richard A. Jones  
15 AUSA: Hugo Torres  
16 Defendant's attorney: Lynn Hartfield  
17 Probation officer: Jerrod Akins  
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